

110TH CONGRESS
2D SESSION

H. CON. RES. 270

IN THE SENATE OF THE UNITED STATES

DECEMBER 18, 2007

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Referred to the Committee on the Judiciary

CONCURRENT RESOLUTION

To make corrections in the enrollment of the bill H.R. 1593.

1 *Resolved by the House of Representatives (the Senate*
2 *concurring)*, That, in the enrollment of the bill H.R. 1593,
3 the Clerk of the House of Representatives shall make the
4 following corrections (with page and line numbers

1 referring to the page and line numbers of the bill as en-
 2 grossed in the House):

(1) Page 17, strike line 21 through page 18, line
 23 and insert the following:

3 “(1) *FEDERAL SHARE.*—

4 “(A) *IN GENERAL.*—*The Federal share of a*
 5 *grant received under this section may not exceed*
 6 *50 percent of the project funded under such*
 7 *grant.*

8 “(B) *IN-KIND CONTRIBUTIONS.*—

9 “(i) *IN GENERAL.*—*Subject to clause*
 10 *(ii), the recipient of a grant under this sec-*
 11 *tion may meet the matching requirement*
 12 *under subparagraph (A) by making in-kind*
 13 *contributions of goods or services that are*
 14 *directly related to the purpose for which*
 15 *such grant was awarded.*

16 “(ii) *MAXIMUM PERCENTAGE.*—*Not*
 17 *more than 50 percent of the amount pro-*
 18 *vided by a recipient of a grant under this*
 19 *section to meet the matching requirement*
 20 *under subparagraph (A) may be provided*
 21 *through in-kind contributions under clause*
 22 *(i).”.*

(2) Page 37, strike line 22 through page 38, line 4 and insert the following:

1 “(e) *FEDERAL SHARE*.—

2 “(1) *MATCHING REQUIREMENT*.—*The Federal*
3 *share of a grant under this section may not exceed 50*
4 *percent of the program funded under such grant.*

5 “(2) *IN-KIND CONTRIBUTIONS*.—

6 “(A) *IN GENERAL*.—*Subject to subpara-*
7 *graph (B), the recipient of a grant under this*
8 *section may meet the matching requirement*
9 *under paragraph (1) by making in-kind con-*
10 *tributions of goods or services that are directly*
11 *related to the purpose for which such grant was*
12 *awarded.*

13 “(B) *MAXIMUM PERCENTAGE*.—*Not more*
14 *than 50 percent of the amount provided by a re-*
15 *cipient of a grant under this section to meet the*
16 *matching requirement under paragraph (1) may*
17 *be provided through in-kind contributions under*
18 *subparagraph (A).*

19 “(3) *SUPPLEMENT NOT SUPPLANT*.—*Federal*
20 *funds received under this section shall be used to sup-*
21 *plement, not supplant, non-Federal funds that would*
22 *otherwise be available for the activities funded under*
23 *this section.*”.

(3) Page 43, strike lines 19 through 24 and insert the following:

1 **“SEC. 2904. FEDERAL SHARE.**

2 “(a) *MATCHING REQUIREMENT.*—*The Federal share of*
3 *a grant under this part may not exceed 50 percent of the*
4 *total costs of the qualified drug treatment program funded*
5 *under such grant.*

6 “(b) *IN-KIND CONTRIBUTIONS.*—

7 “(1) *IN GENERAL.*—*Subject to paragraph (2), the*
8 *recipient of a grant under this part may meet the*
9 *matching requirement under subsection (a) by mak-*
10 *ing in-kind contributions of goods or services that are*
11 *directly related to the purpose for which such grant*
12 *was awarded.*

13 “(2) *MAXIMUM PERCENTAGE.*—*Not more than 50*
14 *percent of the amount provided by a recipient of a*
15 *grant under this part to meet the matching require-*
16 *ment under subsection (a) may be provided through*
17 *in-kind contributions under paragraph (1).”.*

(4) Page 80, after line 4 insert the following:

18 “(C) *WAIVER.*—*The Attorney General is au-*
19 *thorized to waive the requirements of section*
20 *3624 of title 18, United States Code, as necessary*
21 *to provide for the release of some or all eligible*
22 *elderly offenders from the Bureau of Prisons fa-*

1 *cility to home detention for the purposes of the*
 2 *pilot program under this subsection.*

(5) Page 80, line 18, strike “a Bureau of Prisons facility” and insert “at least one Bureau of Prisons facility”.

(6) Page 81, strike line 11 through page 83, line 12 and insert the following:

3 (A) *ELIGIBLE ELDERLY OFFENDER.—The*
 4 *term “eligible elderly offender” means an of-*
 5 *fender in the custody of the Bureau of Prisons—*
 6 *(i) who is not less than 65 years of age;*
 7 *(ii) who is serving a term of imprison-*
 8 *ment that is not life imprisonment based on*
 9 *conviction for an offense or offenses that do*
 10 *not include any crime of violence (as de-*
 11 *finied in section 16 of title 18, United States*
 12 *Code), sex offense (as defined in section*
 13 *111(5) of the Sex Offender Registration and*
 14 *Notification Act), offense described in sec-*
 15 *tion 2332b(g)(5)(B) of title 18, United*
 16 *States Code, or offense under chapter 37 of*
 17 *title 18, United States Code, and has served*
 18 *the greater of 10 years or 75 percent of the*

1 *term of imprisonment to which the offender*
2 *was sentenced;*

3 *(iii) who has not been convicted in the*
4 *past of any Federal or State crime of vio-*
5 *lence, sex offense, or other offense described*
6 *in clause (ii);*

7 *(iv) who has not been determined by*
8 *the Bureau of Prisons, on the basis of infor-*
9 *mation the Bureau uses to make custody*
10 *classifications, and in the sole discretion of*
11 *the Bureau, to have a history of violence, or*
12 *of engaging in conduct constituting a sex of-*
13 *fense or other offense described in clause*
14 *(ii);*

15 *(v) who has not escaped, or attempted*
16 *to escape, from a Bureau of Prisons institu-*
17 *tion;*

18 *(vi) with respect to whom the Bureau*
19 *of Prisons has determined that release to*
20 *home detention under this section will result*
21 *in a substantial net reduction of costs to the*
22 *Federal Government; and*

23 *(vii) who has been determined by the*
24 *Bureau of Prisons to be at no substantial*
25 *risk of engaging in criminal conduct or of*

